

Status of the Claims

No claim amendments have been made. Claims 1, 2, 5-15, and 17-20 remain pending. Claims 3, 4, 16, and 21-22 were previously cancelled in response to a Restriction Requirement.

The Rejections Under 35 U.S.C. §103(a) Should be Withdrawn

Claims 1, 2, 5-15, 17-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Evron et al. (Lancet, April 28, 2001) in view of Sukumar et al. (USP 5,763,415), Makita et al. (Breast Cancer Research, 1991), King et al. (JNCI, 1983), Noguchi et al. (American Journal of Pathology, 1994), Gross G. (Intervirolgy, 1997), and Androphy (Ciba Found, Symposium, 1986). Applicants traverse this rejection.

Evron et al. cannot be used as an anticipatory reference against the present application. Evron et al. was published on April 28, 2001. The present application claims priority from U.S. Provisional Application Serial No. 60/223,857, filed on August 8, 2000.

Conclusion

In light of the arguments presented above, Applicants respectfully submit that the claims are in condition for allowance. Early notice to this effect is solicited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 502855 referencing attorney docket number 12.001911.

Docket No. 12.019011
Serial No. 09/923,791
Inventor : Hung

Customer No.
0000 38735

Respectfully submitted,

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